



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

Dana Atkinson

FOR

INNERSCOPING HYDRAULIC SYSTEM

SERIAL NO.

10/798,958

FILED

March 11, 2004

ART UNIT

3746

DOCKET NO.

10174/00003

LETTER IN RESPONSE TO MISSING PARTS

Mail Stop MISSING PARTS Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This communication is in response to the Notice to File Missing Parts of Nonprovisional Application - Filed Under 37 CFR 1.53(b) dated March 11, 2004. Enclosed are replacement drawing sheets 1-6 and an executed Declaration and Power of Attorney signed by the inventor for filing with the U.S. Patent and Trademark Office. Also enclosed is an Assignment and cover sheet for filing with the U.S. Patent and Trademark Office.

Accordingly, the surcharge of \$65.00 as set forth in 37 CFR 1.16(e) is enclosed with an additional \$40.00 for the Assignment Recordation fee. Applicant requests that the Declaration be entered and made of record in this application.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-0902 (10174/00003).

Respectfully submitted,

TUCKER ELLIS & WEST LLP

Date: September 14, 2004

Christian R. Diago Reg. No. 52,472

1100 Huntington Building

925 Euclid Avenue

Cleveland, Ohio 44115-1475

Customer No. 23380 (216) 696-4943 (phone) (216) 592-5009 (fax)

CERTIFICATE OF MAILING UNDER 37 C.F.R. &1.8

I hereby certify that this correspondence (along with any paper referenced as being attached or enclosed) is being deposited on the below date with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, Alexandria, VA 22313-1450.

Date: September 14, 2004

Name: Mary Erne, Jr.

659927.1



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS FO. Box 1450

P.O. Box 1450 Alexandria, Vinginia 22313-1450 www.uspto.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/798,958

03/11/2004

Dana Atkinson

10174/00003

23380 TUCKER, ELLIS & WEST LLP 1150 HUNTINGTON BUILDING 925 EUCLID AVENUE CLEVELAND, OH 44115-1475 CONFIRMATION NO. 7719
FORMALITIES LETTER
OC000000012809027

Date Mailed: 08/13/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/20/2004 HALI11

00000056 10798958

FILED UNDER 37 CFR 1.53(b)

01 FC:2051

65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 4, 5A-E.
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 6.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

• \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE